

When the schedule-managing unit 14 receives the retransmission information from the retransmission request totaling ^{unit} 15, it controls the transmitting unit 13 to retransmit packets corresponding to the retransmission information in step S7, and the process returns to step S5.”

(Gonno, col. 14, lines 7-24)

The above passage from Gonno does not teach a comparing a number of retransmission requests received and comparing it to a predetermined number used to determine *when* to retransmit packets. Gonno simply teaches totaling retransmission requests and identifying which packets are in need of retransmission.

Rejection of Claims 2 and 11

Claims 2 and 11 were also rejected [as lacking novelty under PCT article 33(2)] as being anticipated by Gonno. The Office Action alleges that Gonno teaches, among other things, identifying which wireless communication device requested retransmission, tracking the number of retransmission requests from other wireless communication devices for the same retransmission request, and retransmitting information if the number of retransmission requests from *other* wireless communication devices exceed a predetermined number. Applicants assert that Gonno teaches none of these features.

First, it was alleged that Gonno teaches the feature of a wireless communication device identification within a retransmission request in col. 4, line 9 and col. 5, lines 9-10. These lines are shown below:

“...receiving means for receiving only retransmission requests for requesting the retransmission of the data, the retransmission requests being transmitted from the receivers;...” (Gonno, col. 4, lines 8-11)

“control means for controlling the data transmitting means to retransmit the data, the retransmission of which is requested, based on the total from the totaling means,...” (Gonno, col. 5, lines 8-12)

There is nothing in the cited passages that indicate that a retransmission request comprises an identity of a wireless communication device. For this reason alone, the rejection should be withdrawn.

Second, Gonno does not teach tracking a number of retransmission requests received from other wireless communication devices *other than* the original wireless communication device that transmitted the original retransmission request. Gonno does not teach any “receiver” from sending information identifying which “receiver” is transmitting a retransmission request. Therefore,

Gonno cannot track the number of retransmission requests received from “other” wireless communication devices.

Finally, Gonno does not teach retransmitting information if the number of retransmission requests received from “other” wireless communication devices exceeds a predetermined number. Again, Gonno does not mention comparing a quantity of received retransmission requests to a predetermined number to determine when to retransmit the requested information.

For all of the above reasons, Applicants believe that the rejections against claims 1, 2, 10, and 11 should be withdrawn. Furthermore, the rejections for all other claims, being dependent on what Applicants believe to be allowable claims, should likewise be withdrawn.

CONCLUSION

All of the stated grounds of rejection have been properly traversed. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. It is believed that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Respectfully submitted,

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